

DISTRICT COURT OF THE STATE OF NEW YORK
COUNTY OF SOUTHERN

CARMELO GONZALEZ,

- against -
SOUTH'S BAR AND RESTAURANT AND 273 CHURCH STREET
ASSOCIATES,ATTORNEY COLEMAN
RETURN DATE
INDEX NO 08 CIV 4060
INDEX DATE 4/30/2008
CALENDAR NO
3rd PARTY INDEX#
JUDGE DANIELS

22147

STATE OF NEW YORK: COUNTY OF NASSAU

SS:

AFFIDAVIT OF SERVICE

THE UNDERSIGNED DEPONENT BEING DULY SWORN DEPOSES AND SAYS DEPONENT IS NOT A PARTY TO THIS ACTION
AND IS OVER THE AGE OF EIGHTEEN YEARS AND RESIDES IN THE STATE OF NEW YORK.

That on 5/3/2008 at 5:41 PM at 273 CHURCH STREET GROUND FLOOR NEW YORK, NY 10013

deponent served the within SUMMONS IN A CIVIL ACTION AND COMPLAINT

upon

SOUTH'S BAR AND RESTAURANT

 Said Documents Were Properly Endorsed with the
Index Number and Date of Filing thereon

witness/defendant/respondent (hereafter called the recipient) therein named.

A. Individual By Personally delivering to and leaving with said individual, and that he knew the person so served and described as recipient thereiB. Corp/ By delivering to and leaving with ROGER HERR
Prtnshp so served and authorized to accept service to an officer Director managing agent or general agen cashier AsstCashier
 Agent authorized by appointment or by law to receive service.C. Suitable By delivering thereat a true copy of each to a person of suitable age and discretion.
Age Person Said premises is recipient's actual place of business dwelling place usual place of abode within the stateD. Affixing By affixing a true copy of each to the door of said premises, which is recipient's actual place of business dwelling place
to Door, Etc. usual place of abode within the state. DepONENT was unable, with due diligence to find recipient or a person of suitable age
discretion, thereat, having called there

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DepONENT talked to

who stated that recipient

 lived worked there.E. Mailing W/B,C orOn DepONENT completed said service under the last two sections by mailing a copy of
the above named process by First Class Mail addressed to the witness/defendant/respondent to the above address of service which
is recipient's: last known residence last known place of business (with additional endorsement of Personal and Confidential
on face of envelope.) RPAPL 735 An additional mailing by Certified Mail was made to the respondent at the premise sought to be recovered.F. DRL
Sec232The required notice was legibly printed on the face of the summons. I identified the defendant by photograph annexed hereto
which was provided by the plaintiff.

G.

SEX SKIN COLOR HAIR COLOR AGE (approx.) HEIGHT (approx.) WEIGHT (approx.)

Description

M WHITE BROWN 30 5'9" 170

OTHER MOUSTACHE, BEARD

Sec.8001Fee A fee of \$0.00, pursuant to CPLR Section 8001, was tendered to the witness.

Military

I asked the person spoken to whether the defendant/respondent was in active military service of the United States or of the
State of New York in any capacity whatever and received a negative reply. Defendant/Respondent wore ordinary civilian
clothes and no military uniform. The source of my information and the grounds of my belief are the conversations and
observations above narrated. Upon information and belief I aver that the defendant/respondent is not in the military service of
New York State or of the United States as the term is defined in either the State or in the Federal statutes.

Sworn Before me this day 5 of

MAY

2008

DONNA L. ODRISCOLL

NOTARY PUBLIC, State of New York

No. 01OD6126123

Qualified in Nassau County
Commission Expires on 4/25/2009
NOTARY PUBLIC

DAVID A SMITH #0912050